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**U.S. District Court  
California Northern District (San Francisco)  
CIVIL DOCKET FOR CASE #: 3:11-cv-01476-EMC**

Friends of Oceano Dunes, Inc. v. Salazar et al  
Assigned to: Hon. Edward M. Chen  
Demand: \$2,000  
Cause: 05:552 Freedom of Information Act

Date Filed: 03/28/2011  
Date Terminated: 12/27/2011  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Friends of Oceano Dunes, Inc.**

represented by **Thomas Denney Roth**  
Law Offices of Thomas D. Roth  
One Market, Spear Tower  
Suite 3600  
San Francisco, CA 94105  
415-293-7684  
Fax: 415 435-2086  
Email: Rothlaw1@comcast.net  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Ken Salazar**  
*Secretary of the Interior*

represented by **Juan Dion Walker**  
United States Attorney's Office  
Northern District of California  
450 Golden Gate Avenue, Box 36055  
San Francisco, CA 94102  
(415) 436-6915  
Fax: (415) 436-6748  
Email: [juan.walker@usdoj.gov](mailto:juan.walker@usdoj.gov)

**Defendant**

**Rowan Gould**  
*Director, U.S. Fish and Wildlife Service*

represented by **Juan Dion Walker**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**U.S. Department of the Interior**

represented by **Juan Dion Walker**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**United States Fish And Wildlife Service**

represented by **Juan Dion Walker**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
03/28/2011	<a href="#"><u>1</u></a>	COMPLAINT; summons issued against Rowan Gould, Ken Salazar, U.S. Department of the Interior, United States Fish And Wildlife Service (Filing fee \$ 350, receipt number 34611057951). Filed by Friends of Oceano Dunes, Inc. (Attachments: # <a href="#"><u>1</u></a> Civil Cover Sheet, # <a href="#"><u>2</u></a> Summons)(slh, COURT STAFF) (Filed on 3/28/2011) (Entered: 03/30/2011)
03/28/2011	<a href="#"><u>2</u></a>	Certificate of Interested Entities or Persons by Friends of Oceano Dunes, Inc. (slh, COURT STAFF) (Filed on 3/28/2011) (Entered: 03/30/2011)
03/28/2011	<a href="#"><u>3</u></a>	ADR SCHEDULING ORDER: Case Management Statement due by 7/6/2011. Case Management Conference set for 7/13/2011 01:30 PM. (Attachments: # <a href="#"><u>1</u></a> Standing Order)(slh, COURT STAFF) (Filed on 3/28/2011) (Entered: 03/30/2011)
03/28/2011		CASE DESIGNATED for Electronic Filing. (slh, COURT STAFF) (Filed on 3/28/2011) (Entered: 03/30/2011)

04/06/2011	<a href="#"><u>4</u></a>	SUMMONS Returned Executed by Friends of Oceano Dunes, Inc. United States Attorney served on 4/1/2011. (Roth, Thomas) (Filed on 4/6/2011) Modified on 4/7/2011 (slh, COURT STAFF). (Entered: 04/06/2011)
04/06/2011	<a href="#"><u>5</u></a>	AMENDED COMPLAINT ( <i>FIRST</i> ) against Rowan Gould, Ken Salazar, U.S. Department of the Interior, United States Fish And Wildlife Service. Filed by Friends of Oceano Dunes, Inc.. (Roth, Thomas) (Filed on 4/6/2011) (Entered: 04/06/2011)
04/11/2011	<a href="#"><u>6</u></a>	SUMMONS Returned Executed by Friends of Oceano Dunes, Inc.. United States Fish And Wildlife Service served on 3/29/2011, answer due 5/31/2011. (Roth, Thomas) (Filed on 4/11/2011) Modified on 4/12/2011 (slh, COURT STAFF). (Entered: 04/11/2011)
04/11/2011	<a href="#"><u>7</u></a>	SUMMONS Returned Executed by Friends of Oceano Dunes, Inc.. U.S. Department of the Interior served on 3/29/2011, answer due 5/31/2011. (Roth, Thomas) (Filed on 4/11/2011) Modified on 4/12/2011 (slh, COURT STAFF). (Entered: 04/11/2011)
04/11/2011	<a href="#"><u>8</u></a>	SUMMONS Returned Executed by Friends of Oceano Dunes, Inc.. Ken Salazar served on 3/29/2011, answer due 5/31/2011. (Roth, Thomas) (Filed on 4/11/2011) Modified on 4/12/2011 (slh, COURT STAFF). (Entered: 04/11/2011)
04/11/2011	<a href="#"><u>9</u></a>	SUMMONS Returned Executed by Friends of Oceano Dunes, Inc.. Rowan Gould served on 3/29/2011, answer due 5/31/2011. (Roth, Thomas) (Filed on 4/11/2011) Modified on 4/12/2011 (slh, COURT STAFF). (Entered: 04/11/2011)
04/12/2011	<a href="#"><u>10</u></a>	CERTIFICATE OF SERVICE by Friends of Oceano Dunes, Inc. (Roth, Thomas) (Filed on 4/12/2011) (Entered: 04/12/2011)
04/12/2011	<a href="#"><u>11</u></a>	SUMMONS Returned Executed by Friends of Oceano Dunes, Inc.. (Roth, Thomas) (Filed on 4/12/2011) (Entered: 04/12/2011)
04/26/2011	<a href="#"><u>12</u></a>	SUMMONS Returned Executed by Friends of Oceano Dunes, Inc.. <i>Interior, FWS, Gould, Salazar, Holder</i> (Roth, Thomas) (Filed on 4/26/2011) (Entered: 04/26/2011)
05/05/2011	<a href="#"><u>13</u></a>	STIPULATION and [Proposed] Order to Regarding Due Date for Response to Complaint, Initial Case Management and ADR Deadlines by Ken Salazar. (Attachments: # <a href="#"><u>1</u></a> Attestation of Concurrence in Filing)(Walker, Juan) (Filed on 5/5/2011) (Entered: 05/05/2011)
05/05/2011	<a href="#"><u>14</u></a>	CONSENT to Proceed Before a US Magistrate Judge by Friends of Oceano Dunes, Inc... (Roth, Thomas) (Filed on 5/5/2011) (Entered: 05/05/2011)

05/09/2011	<u><a href="#">1</a></u> <u><a href="#">5</a></u>	STIPULATION AND ORDER EXTENDING TIME TO ANSWER, etc. re <u><a href="#">13</a></u> Stipulation filed by Ken Salazar. Signed by Judge Edward M. Chen on 5/9/11. (bpf, COURT STAFF) (Filed on 5/9/2011) (Entered: 05/09/2011)
05/31/2011	<u><a href="#">1</a></u> <u><a href="#">6</a></u>	<i>Defendants' ANSWER to Amended Complaint Re Unlawful Denial of Fee Waiver Request Under the Freedom of Information Act</i> by Rowan Gould, Ken Salazar, U.S. Department of the Interior, United States Fish And Wildlife Service. (Walker, Juan) (Filed on 5/31/2011) (Entered: 05/31/2011)
06/08/2011	<u><a href="#">1</a></u> <u><a href="#">7</a></u>	STANDING ORDERS (mjj2, COURT STAFF) (Filed on 6/8/2011) (Entered: 06/08/2011)
07/28/2011	<u><a href="#">1</a></u> <u><a href="#">8</a></u>	CLERKS NOTICE Case Management Statement due by 8/23/2011. Case Management Conference set for 8/30/2011 02:30 PM in Courtroom 5, 17th Floor, San Francisco. (bpf, COURT STAFF) (Filed on 7/28/2011) (Entered: 07/28/2011)
08/05/2011	<u><a href="#">1</a></u> <u><a href="#">9</a></u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Roth, Thomas) (Filed on 8/5/2011) (Entered: 08/05/2011)
08/05/2011	<u><a href="#">2</a></u> <u><a href="#">0</a></u>	NOTICE of need for ADR Phone Conference (ADR L.R. 3-5 d) (Roth, Thomas) (Filed on 8/5/2011) (Entered: 08/05/2011)
08/05/2011	<u><a href="#">2</a></u> <u><a href="#">1</a></u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Walker, Juan) (Filed on 8/5/2011) (Entered: 08/05/2011)
08/08/2011	<u><a href="#">2</a></u> <u><a href="#">2</a></u>	ADR Clerks Notice Setting ADR Phone Conference on 8/25/11 at 11:30 a.m. Pacific time. Please take note that at the appointed time, all parties shall call 605-477-3000 and use access code 560060 to join the call. (sgd, COURT STAFF) (Filed on 8/8/2011) (Entered: 08/08/2011)
08/08/2011		ADR Remark: The ADR Phone Conference scheduled for 8/25/11 has been rescheduled to 8/17/11 at 10:30 a.m. Pacific time. Note, the call-in information remains the same. (sgd, COURT STAFF) (Filed on 8/8/2011) (Entered: 08/08/2011)
08/17/2011		ADR Remark: The ADR Phone Conference has been rescheduled for 8/18/11 at 8:30 a.m. Pacific time. Please note that all parties shall call 605-477-3000 and use access code 560060 to join the call. (sgd, COURT STAFF) (Filed on 8/17/2011) (Entered: 08/17/2011)
08/18/2011		ADR Remark: ADR Phone Conference held by RWS on 8/18/11. (sgd, COURT STAFF) (Filed on 8/18/2011) (Entered: 08/18/2011)

08/23/2011	<a href="#"><u>2</u></a> <a href="#"><u>3</u></a>	JOINT CASE MANAGEMENT STATEMENT ; <i>[Proposed]</i> Order filed by U.S. Department of the Interior, United States Fish And Wildlife Service. (Walker, Juan) (Filed on 8/23/2011) (Entered: 08/23/2011)
09/02/2011	<a href="#"><u>2</u></a> <a href="#"><u>4</u></a>	Minute Entry: Initial Case Management Conference held on 8/30/2011 before Edward M. Chen. Court to issue order setting briefing schedule for cross motion(s) for summary judgment which is set to be heard on 11/21/11 at 2:00 p.m. (Date Filed: 9/2/2011). () (bpf, COURT STAFF) (Date Filed: 9/2/2011) (Entered: 09/02/2011)
09/02/2011	<a href="#"><u>2</u></a> <a href="#"><u>5</u></a>	CASE MANAGEMENT SCHEDULING ORDER: MSJ Hearing set for 11/21/2011 02:00 PM in Courtroom 5, 17th Floor, San Francisco before Hon. Edward M. Chen. Motions due by 10/3/2011. Status Conference set for 11/21/2011 02:00 PM in Courtroom 5, 17th Floor, San Francisco before Hon. Edward M. Chen.. Signed by Judge Edward M. Chen on 9/2/11. (bpf, COURT STAFF) (Filed on 9/2/2011) (Entered: 09/02/2011)
09/22/2011	<a href="#"><u>2</u></a> <a href="#"><u>6</u></a>	NOTICE by U.S. Department of the Interior, United States Fish And Wildlife Service re <a href="#"><u>25</u></a> Case Management Scheduling Order, <i>Administrative Records</i> (Attachments: # <a href="#"><u>1</u></a> Administrative Records)(Walker, Juan) (Filed on 9/22/2011) (Entered: 09/22/2011)
10/03/2011	<a href="#"><u>2</u></a> <a href="#"><u>7</u></a>	MOTION for Summary Judgment filed by Friends of Oceano Dunes, Inc.. Motion Hearing set for 11/21/2011 02:00 PM in Courtroom 5, 17th Floor, San Francisco before Hon. Edward M. Chen. Responses due by 10/17/2011. Replies due by 10/31/2011. (Attachments: # <a href="#"><u>1</u></a> Declaration, # <a href="#"><u>2</u></a> Proposed Order)(Roth, Thomas) (Filed on 10/3/2011) (Entered: 10/03/2011)
10/17/2011	<a href="#"><u>2</u></a> <a href="#"><u>8</u></a>	RESPONSE (re <a href="#"><u>27</u></a> MOTION for Summary Judgment ) <i>and Cross-Motion for Summary Judgment</i> filed byRowan Gould, Ken Salazar, U.S. Department of the Interior, United States Fish And Wildlife Service. (Walker, Juan) (Filed on 10/17/2011) (Entered: 10/17/2011)
10/24/2011	<a href="#"><u>2</u></a> <a href="#"><u>9</u></a>	MOTION to Relate Case filed by Friends of Oceano Dunes, Inc.. (Attachments: # <a href="#"><u>1</u></a> Certificate/Proof of Service)(Roth, Thomas) (Filed on 10/24/2011) (Entered: 10/24/2011)
10/24/2011	<a href="#"><u>3</u></a> <a href="#"><u>0</u></a>	Proposed Order by Friends of Oceano Dunes, Inc.. (Roth, Thomas) (Filed on 10/24/2011) (Entered: 10/24/2011)
10/24/2011	<a href="#"><u>3</u></a> <a href="#"><u>1</u></a>	CERTIFICATE OF SERVICE by Friends of Oceano Dunes, Inc. ( <i>Corrected</i> ) (Roth, Thomas) (Filed on 10/24/2011) (Entered: 10/24/2011)
10/31/2011	<a href="#"><u>3</u></a> <a href="#"><u>2</u></a>	RESPONSE (re <a href="#"><u>27</u></a> MOTION for Summary Judgment ) filed byFriends of Oceano Dunes, Inc.. (Roth, Thomas) (Filed on 10/31/2011) (Entered: 10/31/2011)

11/07/2011	<a href="#"><u>3</u></a> <a href="#"><u>3</u></a>	REPLY (re <a href="#"><u>27</u></a> MOTION for Summary Judgment ) filed byU.S. Department of the Interior. (Walker, Juan) (Filed on 11/7/2011) (Entered: 11/07/2011)
11/07/2011	<a href="#"><u>3</u></a> <a href="#"><u>4</u></a>	Proposed Order re <a href="#"><u>27</u></a> Cross-MOTION for Summary Judgment filed byU.S. Department of the Interior. (Walker, Juan) (Filed on 11/7/2011) Modified on 11/10/2011 (slh, COURT STAFF). (Entered: 11/07/2011)
11/09/2011	<a href="#"><u>3</u></a> <a href="#"><u>5</u></a>	NOTICE of Appearance by Juan Dion Walker (Walker, Juan) (Filed on 11/9/2011) (Entered: 11/09/2011)
11/14/2011	<a href="#"><u>3</u></a> <a href="#"><u>6</u></a>	JOINT CASE MANAGEMENT STATEMENT filed by Friends of Oceano Dunes, Inc.. (Roth, Thomas) (Filed on 11/14/2011) (Entered: 11/14/2011)
11/21/2011	<a href="#"><u>3</u></a> <a href="#"><u>7</u></a>	Minute Entry: Motion Hearing held on 11/21/2011 before Edward M. Chen (Date Filed: 11/21/2011) re <a href="#"><u>27</u></a> MOTION for Summary Judgment filed by Friends of Oceano Dunes, Inc.. Court took matter under submission and will issue order. (Court Reporter Belle Ball.) (bpf, COURT STAFF) (Date Filed: 11/21/2011) (Entered: 11/21/2011)
11/22/2011	<a href="#"><u>3</u></a> <a href="#"><u>8</u></a>	ORDER by Judge Edward M. Chen denying <a href="#"><u>29</u></a> Motion to Relate Case (NOT RELATED) (bpf, COURT STAFF) (Filed on 11/22/2011) (Entered: 11/22/2011)
12/22/2011	<a href="#"><u>3</u></a> <a href="#"><u>9</u></a>	ORDER by Judge Edward M. Chen granting <a href="#"><u>27</u></a> Plaintiff's Motion for Summary Judgment; and denying <a href="#"><u>28</u></a> Defendant's Cross-Motion for Summary Judgment (emclc1, COURT STAFF) (Filed on 12/22/2011) (Entered: 12/22/2011)
12/27/2011	<a href="#"><u>4</u></a> <a href="#"><u>0</u></a>	JUDGMENT. Signed by Deputy Clerk Betty Lee(bpf, COURT STAFF) (Filed on 12/27/2011) (Entered: 12/27/2011)

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